

Rule-Making Fact Sheet

(5 MRSA § 8057-A)

AGENCY: Dept. of Professional & Financial Regulation, Bureau of Insurance

NAME, ADDRESS, PHONE NUMBER OF AGENCY CONTACT PERSON: Brittnee Greenleaf, 34 State House Station, Augusta, ME 04333-0034. (207) 624-8491, Brittnee.L.Greenleaf@maine.gov.

CHAPTER NUMBER AND RULE TITLE: Proposed amendment to Rule 365, Standards for Independent Dispute Resolution of Emergency Medical Service Bills

TYPE OF RULE (*check one*): ☒ Routine Technical ☐ Major Substantive

STATUTORY AUTHORITY: 24-A M.R.S. §§ 212, 4303-C, and 4303-E

DATE AND PLACE OF PUBLIC HEARING: January 5, 2022 at 3:00 p.m., from the Department of Professional and Financial Regulation, 76 Northern Avenue, Gardiner, Maine 04345. The hearing will be held by an audio-visual link, and before the hearing the Superintendent will post instructions for attending the hearing remotely on the Bureau of Insurance website.

COMMENT DEADLINE: 4:30 p.m., January 17, 2022

PRINCIPAL REASON(S) OR PURPOSE FOR PROPOSING THIS RULE: The purpose of the proposed rulemaking is to conform the current rule to changes enacted by PL 2021, c. 222 (LD 46, An Act To Further Protect Consumers from Surprise Medical Bills), repealing the \$750 threshold for requesting dispute resolution of a bill, and prohibiting a provider from requesting resolution of a health care service for 90 days after a IDR entity has determined a fee for the same service; and to eliminate the IDR ambulance exclusion consistent with the October 1, 2021 repeal of 24-A M.R.S. § 4303-C(2)(D).

IS MATERIAL INCORPORATED BY REFERENCE IN THE RULE [§8056(1)(B)]? ☐ YES ☒ NO

ANALYSIS AND EXPECTED OPERATION OF THE RULE [*see* §8057-A(1)(B)&(D)]: See above

ESTIMATED FISCAL IMPACT OF THE RULE [*see* §8057-A(1)(C)]: No fiscal impact on state government

BRIEF SUMMARY OF RELEVANT INFORMATION CONSIDERED DURING DEVELOPMENT OF THE RULE (including up to 3 primary sources relied upon) [*see* §§8057-A(1)(E) & 8063-B]: Bureau staff's professional judgment and PL 2021, c. 222.

FOR RULES WITH FISCAL IMPACT OF \$1 MILLION OR MORE, ALSO INCLUDE:

ECONOMIC IMPACT, WHETHER OR NOT QUANTIFIABLE IN MONETARY TERMS:

INDIVIDUALS OR GROUPS AFFECTED AND HOW THEY WILL BE AFFECTED:

BENEFITS OF THE RULE:

Note: If necessary, additional pages may be used.